

**BEFORE
THE PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA
DOCKET NO. 2006-352-S**

In Re:)	
)	
Docket No. 2006-352-S - Application)	PETITION TO INTERVENE ON
of Quail Hollow Utilities, Inc. for)	BEHALF OF QUAIL HOLLOW
Approval of the Transfer of the)	VILLAGE HOMEOWNERS
Sewer System to the City of West)	ASSOCIATION, INC.
Columbia)	
<hr/>)	

The Quail Hollow Village Homeowners Association, Inc. (QHVHA) hereby petitions the Public Service Commission of South Carolina (“Commission”) pursuant to 26 S.C. Regs. 103-836 and other applicable rules and regulations for permission to intervene in the above captioned proceeding. In support of this petition, QHVHA would show the following:

1. QHVHA is a corporation, organized and existing pursuant to the laws of the State of South Carolina, and is made up of all persons who own homes in Quail Hollow Village subdivision in West Columbia, South Carolina. Quail Hollow Village subdivision consists of 33 homes and the owners of said homes are all members, with voting rights, of QHVHA. Quail Hollow Village subdivision’s sewer system is part of the system which is the subject of the above captioned matter, Docket No. 2006-352-S.

2. QHVHA’s authorized representatives in this proceeding are as follows:

QHVHA OFFICIAL

Joy Upchurch
President, QHVHA
204 Black Hawk Terrace,
West Columbia, South Carolina 29169

AND

LEGAL REPRESENTATIVE

Benjamin M. Mabry
Cromer & Mabry Law Firm
1225 Pickens Street
P. O. Box 11675,
Columbia, South Carolina 29211.
email address: benmabry@cromermabry.com

3. Quail Hollow Utilities, Inc. (“Utilities”) has petitioned the Commission for approval of the transfer of its sewer system to the City of West Columbia, South Carolina, effective upon approval by the Commission and the Circuit Court as set forth in a Settlement Agreement involving Quail, Inc., Robert R. Russell, Jr. as President and the City of West Columbia.

4. QHVHA has an interest in the above captioned proceeding because all of the homes in Quail Hollow Village receives its sewer services from Quail Hollow Utilities, Inc. QHVHA represents all of these homeowners with homes in Quail Hollow Village subdivision. Transfer of the sewer system from Quail Hollow Utilities, Inc. to the city of West Columbia will directly affect the members of QHVHA in that the rates charged for sewer services, maintenance and upgrades may be affected, perhaps negatively, by the transfer.

5. In addition, QHVHA is informed and believes that Quail Hollow Utilities, Inc. and/or Robert R. Russell, Jr. may have placed in trust or through a bond a sum of money over \$100,000 to maintain and/or improve the aforementioned sewer system. QHVHA is concerned that the transfer from Quail Hollow Utilities, Inc. to the city of West Columbia of the aforementioned sewer system may result in Quail Hollow Utilities, Inc. receiving this money, rather than it being used to maintain or improve the sewer system. QHVHA is also concerned that a sum of money in excess of \$100,000 will be paid to the City of West Columbia under an agreement with Quail Hollow Utilities Inc and Robert Russell Jr. but that said monies will not benefit the members of

QHVHA in that there may be no requirement to use said funds to maintain or improve the sewer system or reduce the rates for the users of the system .

6. QHVHA's intervention will aid the Commission by assisting in the development of a full and fair record to address the issues raised in this proceeding.

7. QHVHA is informed and believes that granting its request to be made a party of record in the above captioned proceeding is in the public interest, is consistent with the policies of the Commission in encouraging maximum public participation in the issues before it, and should be allowed so that a full and complete record addressing the views and concerns of QHVHA can be developed.

WHEREFORE, QHVHA prays for the following relief:

- A. That this petition to intervene be granted by the Commission and that QHVHA be made a formal party of record to the proceeding.
- B. That the QHVHA be allowed to participate fully in this proceeding and to take such positions as it deems advisable.
- C. That such other and further relief be granted as is just and proper.

CROMER & MABRY

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HOMEOWNERS ASSOCIATION

November 28, 2006

Columbia, South Carolina

**BEFORE
THE PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA
DOCKET NO. 2006-352-S**

In Re:)	
)	
Docket No. 2006-352-S - Application)	
of Quail Hollow Utilities, Inc. for)	CERTIFICATE OF SERVICE
Approval of the Transfer of the)	
Sewer System to the City of West)	
Columbia)	
_____)	

I, Fran Stallings, Paralegal to Benjamin M. Mabry, hereby certify that I have caused a copy of *Petition to Intervene on Behalf of Quail Hollow Village Homeowners Association, Inc.* to be served on the below-named via first class mail and electronic mail on the 28th day of November, 2006.

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s/Fran Stallings

Fran Stallings